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Dentsu America, Inc., Toyo Shigeta and Timothy Andree

**UNITED STATE DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK**

----- x  
STEVE BIEGEL, Plaintiff, :  
-against- :  
DENTSU HOLDINGS USA, INC., :  
DENTSU AMERICA, INC., TOYO :  
SHIGETA and TIMOTHY ANDREE, :  
Defendants. :  
----- x  
07 Civ. 9653 (CM) (THK)  
ELECTRONICALLY FILED

**AFFIDAVIT OF JILL BARBARINO**

STATE OF NEW YORK )  
 ) ss.  
COUNTY OF NEW YORK )

I, JILL BARBARINO, being duly sworn, deposes and says:

1. I am an associate with the law firm of Morgan, Lewis & Bockius LLP, counsel for  
Defendants Dentsu Holdings USA, Inc., Dentsu America, Inc., Toyo Shigeta and Timothy Andree in

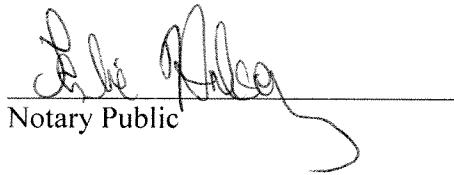
the above-referenced matter. I am fully familiar with the facts set forth herein and submit this Affidavit based on personal knowledge in Support of Defendants' Reply Memorandum of Law In Further Support of Defendants' Motion To Dismiss The Amended Complaint.

2. Plaintiff Steve Biegel ("Plaintiff") attached a picture of Maria Sharapova to his Complaint as Exhibit B. (See Complaint, ¶ 35, Exh. B).

3. Attached hereto, as **Exhibit A**, is a true and correct copy of the same picture of Maria Sharapova, which is of better quality than the copy attached to Plaintiff's Complaint.

  
\_\_\_\_\_  
Jill Barbarino

Signed and sworn to before me  
this 11th day of December, 2007

  
\_\_\_\_\_  
Notary Public

LESLIE HALSEY  
Notary Public, State of New York  
No. 01HA5039390  
Qualified in Queens County  
Commission Expires February 21, 20 11

# **EXHIBIT A**

